

## **Minutes of Meeting of Mid Ulster District Council held on Thursday 27 April 2017 in the Council Offices, Circular Road, Dungannon**

**Chair:** Councillor Wilson, Chair

**Members Present:** Councillors Ashton, Bateson, Bell, Burton, Clarke, Cuddy, Cuthbertson, Doris, Forde, Gildernew, Gillespie, Glasgow, Kearney, Mallaghan, McAleer, McEldowney, McFlynn, McGinley, B McGuigan, McKinney, McLean (7.05pm), McNamee, McPeake, Molloy, Monteith, Mullen, Mulligan, C O'Neill, J O'Neill, M Quinn, T Quinn, Reid, Robinson, G Shiels and Totten

**Officers in Attendance:** Mr Tohill, Chief Executive  
Ms Canavan, Director of Organisational Development  
Mr Cassells, Director of Environment and Property  
Mrs Forde, Member Support Officer  
Mr Kelso, Director of Public Health and Infrastructure  
Mr McCreesh, Director of Business and Communities  
Ms Mezza, Head of Marketing and Communications  
Mr Moffett, Head of Democratic Services  
Mr JJ Tohill, Director of Finance

The meeting commenced at 7pm

### **C71/17 Apologies**

Councillors Buchanan, Elattar, S McGuigan and J Shiels

### **C72/17 Declarations of Interest**

The Chair reminded Members of their responsibility with regard to declarations of interest.

*Councillor Monteith declared an interest in D083/17 Grants Report –Community Venue Grants - Ballysaggart Area Community Association.*

*Councillor McPeake declared an interest in D083/17 Grants Report – Community Venue Grants – Termaneeny Community Association*

*Councillor McFlynn declared an interest in D083/17 Grants Report – Community Development and Good Relations Grants – Loup Women's Group*

The Chair, Councillor Wilson advised that those declarations made at the Development Committee would carry forward.

### **C73/17 Chair's Business**

Councillor Cuthbertson advised that for the past six months the clock at St Anne's Church, Dungannon had been broken. He further stated that the four faces of the

clock whilst owned by the Church, was widely recognised as the town clock. The Councillor advised he had met with the Select Vestry of St Anne's and requested that Council through the Department of Business and Communities investigate if they could assist the Church in funding repairs. Councillor Cuthbertson advised that the legacy Council in Dungannon had assisted the church in the past as the work was specialised and there was no one in Northern Ireland who could carry out such repairs.

The Chair, Councillor Wilson advised that the matter would be investigated.

### **Matters for Decision**

#### **C74/17      Receive and consider minutes of matters transacted in "Open Business" at the Council meeting held on Thursday 23 March 2017**

Proposed by Councillor Cuddy  
Seconded by Councillor T Quinn and

**Resolved**      That the Minutes of the Meeting of the Council held on Thursday 23 March 2017(C49/17 – C63/17 and C69/17), transacted in "Open Business" having been printed and circulated were considered and signed as accurate and correct.

#### **C75/17      Receive and consider minutes of matters transacted in "Open Business" at the Special Council meeting held on Thursday 30 March 2017**

Councillor McAleer advised that her apology had not been recorded in the minute.

Proposed by Councillor Reid  
Seconded by Councillor B McGuigan and

**Resolved**      That the Minutes of the Meeting of the Special Council held on Thursday 30 March 2017(SC16/17 – SC21/17) transacted in "Open Business" having been printed and circulated, subject to the foregoing, were considered and signed as accurate and correct.

#### **C76/17      Receive and consider the minutes and recommendations of matters transacted in "Open Business" at the Planning meeting held on Tuesday 4 April 2017**

Councillor Clarke drew attention to the accuracy of a section of the planning minutes in relation to debate during which a statement had been made regarding the 'top table', in that they had some part in delaying an application. He stated that he felt the minute was not an accurate reflection of the discussion.

The Chair, Councillor Wilson asked Councillor Clarke to clarify the number of the application to which he was referring.

Councillor Mallaghan advised he could clarify and stated that two applications had been considered together and clarified the reference numbers to be LA09/2016/1811 and LA09/2016/1816. He advised that the minute read that, 'Councillor Cuthbertson stated that it appeared someone was biding their time' but at the meeting his recollection was that the Councillor had accused the 'top table' of corruption and that he had been given the option to withdraw the statement. The Councillor continued stating that it was only fair that if the people at the 'top table' were being spoken about in such a manner, that is, the Chair, Vice Chair of Committee, the Planning Manager and other Planning staff that it is reflected in Council documents.

In response, Councillor Cuthbertson stated that Councillor Mallaghan had stated he had used the word 'corruption' and emphasised that he had not used the word at the meeting.

The Chair, Councillor Wilson stated that there were two conflicting opinions.

Councillor Mallaghan proposed that Council takes time to talk to the minute taker to see the notes taken and bring them back so that an accurate reflection of the debate can appear in the minute.

*Councillor McLean entered the meeting at 7.05pm*

Councillor Wilson stated that this could happen but he was mindful of delaying applications.

Councillor McKinney suggested that Council accept the recommendations and the minutes be rectified at a later date.

Proposed by Councillor McKinney  
Seconded by Councillor Bell and

**Resolved** That the

- (i) The Minutes of the Planning Committee meeting held on Tuesday 4 April 2017 (P043/17 – P047/17 and P053/17) transacted in "Open Business", were following clarification with the minute taker, be reviewed in relation to P046/17 Application Numbers LA09/2016/1811/F and LA09/2016/1816/F and approved at a future date; and
- (ii) That the recommendations of the Planning Committee meeting held on Tuesday 4 April 2017 (P043/17 – P047/17 and P053/17) transacted in "Open Business", having been printed and circulated, were progressed.

**C77/17 Receive and consider the minutes and recommendations of matters transacted in "Open Business" at the Policy and Resources Committee meeting held on Thursday 6 April 2017**

Proposed by Councillor Gildernew  
Seconded by Councillor Cuddy and

**Resolved** That the Minutes and recommendations of the Policy and Resources Committee meeting held on Thursday 6 April 2017 (PR065/17 – PR071/17 and PR080/17) transacted in “Open Business”, having been printed and circulated, were considered and adopted.

**C78/17 Receive and consider the minutes and recommendations of matters transacted in “Open Business” at the Environment Committee held on Tuesday 11 April 2017**

Proposed by Councillor McNamee  
Seconded by Councillor Mulligan and

**Resolved** That the Minutes and recommendations of the Environment Committee meeting held on Tuesday 11 April 2017 (E084/17 – E105/17 and E113/17) transacted in “Open Business”, having been printed and circulated, were considered and adopted.

**C79/17 Receive and consider the minutes and recommendations of matters transacted in “Open Business” at the Development Committee held on Thursday 13 April 2017**

*Councillor Monteith declared an interest in D083/17 Grants Report - small grants - CCE Dungannon*

Proposed by Councillor Molloy  
Seconded by Councillor Clarke and

**Resolved:** That the Minutes and recommendations of the Development Committee meeting held on Thursday 13 April 2017 (D072/17–D088/17 and D094/17) transacted in “Open Business”, having been printed and circulated, subject to the foregoing, were considered and adopted.

**C80/17 Conferences and Seminars**

Approval was sought for the undernoted conferences for the attendance of Members and Council officers outlined in the report, the payment of attendance fees and associated costs as incurred.

**(i) Member Approvals**

- NILGA Making Planning Work: Seminar 1
  - Wednesday 17 May 2017, Riddell Hall, Belfast;
- Dundalk Widows Group: Conference on Women in Modern Ireland;

- Friday 19<sup>th</sup> and Saturday 20<sup>th</sup> May 2017, An Grianan, The ICA, Headquarters in Termonfeckin, Co Louth

(ii) Officer Approvals

Conference & Seminar	Date	No. of Attendees	Location	Attendance Fees
Rebuilding Ireland – an Integrated Approach through Local Government	27 <sup>th</sup> April	1	Co Meath	Free
Place Making:- context, culture & vision	25 <sup>th</sup> May	2 Planning Officers	Crumlin	Free

(i) Retrospective Approval

Conference & Seminar	Date	No. of Attendees	Location	Attendance Fees
Institute of Internal Auditors Ireland Conference	7 <sup>th</sup> April	1	Dublin	£300

Proposed by Councillor Glasgow  
Seconded by Councillor Bateson and

**Resolved:** That the attendance of Members and officers, the payment of attendance fees and associated costs as incurred be approved, as required for attending Members and officers.

**C81/17 Consideration of Requests for Civic Recognition**

The Chair, Councillor Wilson referenced the previously circulated report and sought approval for civic recognition requests for those groups and individuals listed in line with council Receptions Policy.

Proposed by Councillor Glasgow  
Seconded by Councillor Reid and

**Resolved** That approval be given to submitted requests for civic recognition.

**C82/17 Additional Audit Committee Meeting May**

The Head of Democratic Services drew attention to the previously circulated report seeking approval for an additional audit committee meeting on Tuesday 23 May 2017.

Proposed by Councillor McFlynn  
Seconded by Councillor Ashton and

**Resolved** That Council approve an additional audit committee to be held on Tuesday 23 May 2017.

### **Matters for Information**

#### **C83/17 Consultations notified to Mid Ulster District Council**

**Resolved:** The previously circulated paper on consultations notified to Mid Ulster District Council was noted.

#### **C84/17 Correspondence**

The previously circulated paper on correspondence to Council was noted.

**Resolved:** That the correspondence contained within the previously circulated report was noted.

### **Confidential Business**

Proposed by Councillor B McGuigan  
Seconded by Councillor Glasgow and

**Resolved:** That items C85/17 – C94/17 be taken as confidential business.

- (i) Minutes taken as confidential business at Council Meeting held on Thursday 23 March 2017
- (ii) Minutes taken as confidential business at the Audit Committee meeting held on Tuesday 28 March
- (iii) Minutes taken as confidential business at the Planning Committee held on Tuesday 4 April 2017
- (iv) Minutes taken as confidential business at the Policy and Resources Committee held on Thursday 6 April 2017
- (v) Minutes taken as confidential business at the Environment Committee held on Tuesday 11 April 2017
- (vi) Minutes taken as confidential business at the Development Committee held on Thursday 13 April 2017
- (vii) Purchase of Land at Kilreish Estate, The Loop, Moneymore, County Londonderry – Deed
- (viii) Form of Deed for Village Improvement Scheme consultancy team
- (ix) Form of Deed for Coalisland Public Realm Scheme consultancy team
- (x) Briefing paper – Chief Executive

*The press left the meeting at 7.10 pm*

**C95/17      Duration of Meeting**

The meeting was called for 7pm and ended at 7.37pm

CHAIR \_\_\_\_\_

DATE \_\_\_\_\_